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TRANSMITTAL OF APPEAL BRIEF

Docket No.
AFMX-P02-038

In re Application of: McGall et al.

Application No.
09/862571

Filing Date
May 21, 2001

Examiner
M. L. Borin

Group Art Unit
1631

Invention: METHODS FOR REDUCING NON-SPECIFIC BINDING TO AN OLIGONUCLEOTIDE ARRAY

TO THE COMMISSIONER OF PATENTS:

Transmitted herewith is the Appeal Brief in this application, with respect to the Notice of Appeal filed: January 27, 2006.

The fee for filing this Appeal Brief is \$ 500.00.

☒ Large Entity ☐ Small Entity

☒ A petition for extension of time is also enclosed.

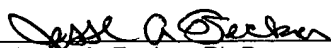
The fee for the extension of time is \$ 2160.00.

☐ A check in the amount of _____ is enclosed.

☒ Charge the amount of the fee to Deposit Account No. 18-1945.
This sheet is submitted in duplicate.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 18-1945.
This sheet is submitted in duplicate.



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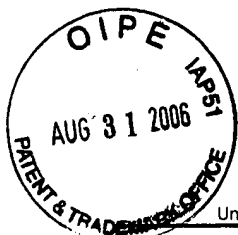
Dated: August 28, 2006

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 8/28/06

Signature: 

(Valerie J. Sarosky)



Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).		Complete if Known	
FEE TRANSMITTAL For FY 2005		Application Number	09/862571
		Filing Date	May 21, 2001
		First Named Inventor	Glenn H. McGall
		Examiner Name	M. L. Borin
		Art Unit	1631
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	AFMX-P02-038
TOTAL AMOUNT OF PAYMENT	(\$) 2,660.00		

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 18-1945 Deposit Account Name: Fish & Neave IP Group, Ropes & Gray LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, **except for the filing fee**

☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	<u>Small Entity</u> Fee (\$)	Fee (\$)	<u>Small Entity</u> Fee (\$)	Fee (\$)	<u>Small Entity</u> Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	<u>Small Entity</u> Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
<u> </u> - 100 =	<u> </u> / 50	<u> </u> (round up to a whole number) x	<u> </u>	<u> </u>

4. OTHER FEE(S)

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge): 1255 Extension for response within fifth month	2,160.00
1402 Filing a brief in support of an appeal	500.00

SUBMITTED BY

Signature	<u>Jesse A. Fecker</u>	Registration No. (Attorney/Agent)	52,883	Telephone	(617) 951-7633
Name (Print/Type)	Jesse A. Fecker, Ph.D.	Date	August 28, 2006		

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Dated: 8/28/06 Signature: Valerie J. Sarosky (Valerie J. Sarosky)